IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.1516/06

Shri.Pundalik Bhagwan Patil .... Applicant

V/s.

The State of Maharashtra .... Respondent

Shri.Harshad Palwe with S. Deshpande Adv. for the applicant.
Miss. M.H. Mhatre, APP for the State.

CORAM : V.M. KANADE, J.

DATED : 25/04/06

P.C.:-

1. Heard the learned counsel for the applicant and the learned APP for the State.

2. This is an application for an anticipatory bail. The applicant has an apprehension that he is likely to be arrested in connection with C.R.No.I-10/06 registered with Ganeshpuri Police Station, Dist:Thane, for the offences punishable U/s.395 and 452 of IPC.

3. It is alleged that the accused threatened the complainant and had taken away cash of Rs.24,000/-.

During the course of investigation one of the co-accused has revealed the name of the present applicant. Sessions Court has rejected anticipatory bail application filed by the applicant. In my view, considering the facts and serious offences which are alleged to have been committed, this is not a fit case for grant of anticipatory bail. The application is accordingly, rejected.

4. It is clarified that rejection of anticipatory bail may not be construed by the court which hears regular bail application as rejection of bail on merits. It is to be remembered that the parameters for grant of anticipatory bail and regular bail are different. If the application for regular bail is filed by the applicant, same shall be considered on merits and in accordance with law.

5. The application is accordingly disposed of.

V.M. KANADE J.